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June 9, 2006

\*ALSO ADMITTED IN TX  
\*\*ALSO ADMITTED IN VA

**VIA FIRST-CLASS MAIL**

Jacqueline H. Patterson, Esquire  
**Patterson & Coker, P.A.**  
1225 South Church Street  
Greenville, SC 29605

RE: Application of United Utility Companies, Inc. for adjustment of rates  
and charges and modifications to certain terms and conditions for the  
provision of water and sewer service; Docket No. 2006-107-WS

Dear Ms. Patterson:

Please find enclosed and served on you UUC's First Set of Interrogatories and First Set of  
Requests for Production to Greenville Timberline SC, LLC in the above referenced matter. Please  
let me know if you have any questions.

Sincerely,

**WILLOUGHBY & HOEFER, P.A.**



Benjamin P. Mustian

BPM/amw

Enclosures

cc: The Honorable Charles L.A. Terreni (via hand-delivery w/ enclosures)  
Shannon B. Hudson, Esquire (via first-class mail w/ enclosures)  
Nanette S. Edwards, Esquire (via first-class mail w/ enclosures)  
Duke K. McCall, Jr., Esquire (via first-class mail w/ enclosures)  
Newton Horr (via first-class mail w/ enclosures)

**BEFORE**  
**THE PUBLIC SERVICE COMMISSION OF**  
**SOUTH CAROLINA**  
**DOCKET NO. 2006-107-WS**

IN RE: )  
)  
Application of United Utility Companies, )  
Inc. for adjustment of rates and charges )  
and modifications to certain terms )  
and conditions for the provision of )  
water and sewer service. )  
\_\_\_\_\_ )

**CERTIFICATE OF SERVICE**

This is to certify that I have caused to be served this day one (1) copy of **UUC's First Set of Interrogatories and First Set of Requests for Production to Greenville Timberline SC, LLC** by placing same in the care and custody of the United States Postal Service with first class postage affixed thereto and addressed as follows:

Shannon B. Hudson, Esquire  
Nanette S. Edwards, Esquire  
**Office of Regulatory Staff**  
1441 Main Street, 3rd Floor  
Columbia, South Carolina 29201

Duke K. McCall, Jr. Esquire  
**Leatherwood Walker Todd & Mann, P.C.**  
Post Office Box 87  
Greenville, SC 29602

Jacqueline H. Patterson, Esquire  
**Patterson & Coker, P.A.**  
1225 South Church Street  
Greenville, SC 292605

Newton Horr  
131 Greybridge Road  
Pelzer, SC 29669

Andrea M Wright  
Andrea M. Wright

Columbia, South Carolina  
This 9<sup>th</sup> day of June, 2006.

100-100000  
 100-100000  
 100-100000

## SOUTH CAROLINA

**DOCKET NO. 2006-107-W/S**

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Application of United Utility Companies,  
Inc. for adjustment of rates and charges  
and modifications to certain terms  
and conditions for the provision of  
water and sewer service.

**UUC'S FIRST SET OF  
INTERROGATORIES AND FIRST SET  
OF REQUESTS FOR PRODUCTION TO  
GREENVILLE TIMBERLINE SC, LLC**

**TO: GREENVILLE TIMBERLINE SC, LLC AND ITS ATTORNEY, JACQUELINE  
H. PATTERSON, ESQUIRE**

In accordance with S.C. Code Ann. Regs. R.103-851, (1976 as amended) and R.103-854 (Supp. 2005), Applicant, United Utility Companies, Inc. (the “Company” or “UUC”) requests the Petitioner-Intervenor Greenville Timberline SC, LLC, (the “Intervenor” or “GTSC”) to answer the following interrogatories and respond to the following requests for production of documents, under oath, through the individual officers, managing agents, employees, members or representatives who are most knowledgeable with respect to the subject to which each respective interrogatory is addressed.

## INSTRUCTIONS

The Company requests the Intervenor to serve its responses upon the Company's undersigned counsel not later than ten (10) days after the service hereof. The interrogatories and requests are to be deemed to be of a continuing nature so as to require supplementation and amendment promptly, as necessary, in order to comport with facts and information that is not known or available to you at the time of the initial responses of these interrogatories. With

respect to the production of documents, the requested documents should be provided to the Company by delivery to the undersigned at 930 Richland Street, Columbia, South Carolina 29201, or at such other locations as is mutually agreeable to the Intervenor and the Company. In the alternative, the documents may be mailed, postage prepaid, to the undersigned counsel at Post Office Box 8416, Columbia, South Carolina 29202-8416. The documents will be promptly returned after reproduction (if required).

If the Intervenor claims a privilege as to any interrogatory of request for production, with respect thereto, set forth the following:

1. Who possesses any requested document;
2. Who has reviewed any requested document;
3. The author, recipient and any copyholders of any requested documents;
4. The parties to any covered conversation, if it is a recording or transcript;
5. Who prepared the requested document;
6. The date of the requested document;
7. The type of document; and
8. The type of privilege asserted.

### **DEFINITIONS**

I. As used herein, the term "Document" is used in the broadest sense and includes, but is not limited to, any written, printed, recorded, typed or graphic matter, however produced or reproduced, including all non-identical copies thereof and further including, but not limited to, any books, ledgers, pamphlets, periodicals, brochures, letters, memoranda, advertisements,

proposals, telegrams, telexes, reports, telephone logs, drafts, business records, handwritten notes, bill, checks, invoices, charts, graphs, indices, tapes, transcripts, data sheets, records of telephone calls, data processing cards, and electronically-stored data such as documents stored on network drives, hard drive, cd-rom, optical disks, magnetic tape, 3.5 in and 5.25 inch floppy disks, electronic mail files, both current and deleted, and any other computer files of whatever type which are in the Intervenor's possession, custody or control.

II. As used herein, the words "and" and "or" shall be construed either disjunctively or conjunctively as necessary to bring within the scope of these interrogatories and this request any documents which might otherwise be construed to be outside its scope.

III. Wherever applicable, the singular form of a word should be interpreted as plural.

IV. As used herein, the word "you" or "your" means or refers to the Intervenor, its agents, consultants, or any member, officer or other representative of the Intervenor.

V. As used herein, the word "identify" means the provision of dates, times, places, and parties to any oral communication. With respect to any other communication, it means the date, length and medium of communication or document. With respect to any person(s), it means name, title, address and telephone number.

VI. As used herein, the word "Contract" means the Agreement for Asset Acquisition and Wastewater Service executed and entered into by North Greenville College, Greenville Timberline S.C., LLC and United Utility Companies, Inc. on or about July 9, 2001, a copy of which is attached hereto as Exhibit A.

VII. As used herein, the word "Development" means property that has been developed, is being developed or will be developed by Intervenor in the area currently being served by the Company in Greenville County and described and contemplated in the Contract.

## INTERROGATORIES

1-1. Please identify all persons whom the Intervenor intends to offer as witnesses in the Commission's hearing scheduled in this proceeding and set forth a summary sufficient to inform the Company of facts known by such persons.

1-2. With respect to each person identified in response to Interrogatory No. 1-1, please state the facts to which such person is expected to testify.

1-3. If any person identified in response to Interrogatory No. 1-1 will offer testimony as an expert witness, please describe in detail the professional qualifications of all such person(s), including academic training, professional experience, previous testimony in judicial and administrative proceedings (jurisdiction, nature of testimony, party on whose behalf the witness appeared or was intended to appear and, results of proceedings in which such witness appeared).

1-4. Set forth a list of photographs, plats, sketches or other prepared documents in Intervenor's possession which relate to the case.

1-5. Please state the factual and legal bases for Intervenor's opposition to the proposed adjustment in rates in the above-captioned proceeding.

1-6. Please identify any and all telephone utilities, electric utilities, gas utilities, cable television systems, solid waste (garbage) services or any other similar service providers serving the parcels of property in the Development.

1-7. Have any of the service providers identified in Interrogatory No. 1-6 increased their rates or charges to Intervenor or assignees of its property from 2001 to present? If so, please state the following:

- a) The number, amounts and dates of such increases

b) Whether Intervenor objected to such increases and, if so, describe the nature and form of such objections.

1-8. Prior to or subsequent to entering into the Contract, has Intervenor engaged in, received or transmitted communications with North Greenville University or North Greenville College discussing, regarding or relevant to the rates charged or sewer services provided by UUC or proposed in the instant proceeding? If so, please list the dates of each communications, the medium of each communication (whether oral, written or electronic), and provide a summary of each communication.

1-9. Subsequent to UUC filing its notice of intent to file for a rate adjustment in the above referenced docket, has Intervenor engaged in, received or transmitted communications with North Greenville University or North Greenville College discussing, regarding or relevant to the rates charged or sewer services provided by UUC or proposed in the instant proceeding? If so, please list the dates of each communications, the medium of each communication (whether oral, written or electronic), and provide a summary of each communication.

1-10. Set forth a list of all properties presently owned by Intervenor which receive sewer service from UUC.

1-11. Please explain the relationship between Intervenor and Cherokee Valley Golf Club ("CVGC"). List and describe the nature of all business in which Intervenor and CVGC have a joint interest. List all property jointly owned by Intervenor and CVGC.

1-12. Provide a list of all parcels of property, identified by tax map identification number, developed by Intervenor in the Development. Identify which parcels have been sold and which parcels are currently owned by Intervenor.



1-13. How many additional parcels of land within the Development does Intervenor plan to develop?

1-14. With respect to the Intervenor's Petition to Intervene in the above-referenced docket, copy attached as Exhibit "A" hereto ("Petition"), please provide the factual basis for your statement that Intervenor "has a business interest in the rate increases charged by United Utility due to the large volume of business [Intervenor] will provide to United Utility as [Intervenor] sells its Property."

1-15. Please explain and provide a factual basis for your statement that "the proposed rate set forth in United Utility's filing of April 21, 2006 is contrary to the [Intervenor's] Agreement with United Utility and will cause substantial harm to its economic viability."

1-16. Please explain and provide a factual basis for Intervenor's opposition of any terms and conditions pertaining to the extension of the Company's facilities in Greenville County and deleting certain provisions pertaining to payments to defray federal taxes arising out of contributions in aid of construction. Explain your statement that the proposed changes "would work an undue hardship upon the [Intervenor]."

1-17. Please explain and provide a factual basis for your statement that "the proposed rate changes by United are neither fair nor reasonable."

#### **REQUESTS FOR PRODUCTION OF DOCUMENTS**

1-18. Please provide copies of any exhibits which you intend to offer into evidence in this proceeding and all documents upon which those exhibits are based or from which they are derived.

1-19. Please provide copies of all documents identified or described in response to the foregoing Interrogatories.

1-20. Provide copies of all documents in Intervenor's possession supporting the assertion that the Company "agreed to charge a rate based on 225 single-family equivalencies which resulted in a \$29 per single-family equivalency."

**WILLOUGHBY & HOEFER, P.A.**

By 

John M.S. Hoefer, Esquire  
Benjamin P. Mustian, Esquire  
Post Office Box 8416  
Columbia, SC 29202-8416  
803-252-3300

Attorneys for United Utility Companies, Inc.

Columbia, South Carolina  
This 9<sup>th</sup> day of June, 2006